IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 7TH DECEMBER 2006 / 16TH AGRAHAYANA 1928

WP(C).No. 32573 of 2006(C)

PETITIONER:

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1. RAFEEK, S/O.BEERU,
   AMBALATH HOUSE, VALAPAD BEACH P.O.,
   VALAPAD VILLAGE, CHAVAKKAD TALUK.

2. JUBI, S/O.RAVINDRAN,
   PUNNAKKAL HOUSE, KOOLIMUTTAM P.O.

BY ADV. SRI.P.M.SEBASTIAN
SRI.M.R.MOUNEESH

RESPONDENTS:

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1. SUB INSPECTOR OF POLICE,
   VATANAPALLI POLICE STATION,
   THRISSUR(DT).

2. DISTRICT COLLECTOR,
   THRISSUR.

3. THE SECRETARY PONNANI MUNICIPALITY,
   PONNANI, MALAPPURAM (DT).

4. THE STATE OF KERALA, REPRESENTED
   BY THE CHIEF SECRETARY, SECRETARIAT,
   THIRUVANANTHAPURAM.

BY G.P. SRI. I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N. RAMACHANDRAN NAIR, J.

W.P. (C) No. 32573 OF 2006 C

Dated this the 7th day of December, 2006

J U D G M E N T

Since the lorry seized is 'Swaraj Mazda', there will be direction to 1st respondent to release the vehicle of load of sand on petitioner remitting Rs.17,500/- towards security to cover penalty, if any, to be imposed by 2nd respondent in adjudication proceedings. On petitioner making payment before 2nd respondent and producing receipt before 1st respondent, he will release the vehicle and refer the file for adjudication by the District Collector. If petitioner wants release of the vehicle with sand, petitioner will deposit another Rs.1,000/- towards value of the sand and on payment of Rs.18,500/- as above, vehicle with sand would be released to petitioner. Collector will complete adjudication proceedings.

Writ petition is disposed of as above.

(C.N. RAMACHANDRAN NAIR, JUDGE)

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